

(BY AUTHORITY)
Laws of New Jersey.

CHAPTER CCCLXXXIX.
An Act to construe a portion of section one hundred and twenty-seven of the act approved March eleventh one thousand eight hundred and fifty seven, entitled "An act to revise and amend the charter of the city of Newark."

Whereas, some question has arisen respecting the extent of provisions of the latter clause of section one hundred and twenty-seven of the act approved March eleventh, one thousand eight hundred and fifty seven, entitled "An act to revise and amend the charter of the city of Newark," and the payment of just bills has been hindered thereby; therefore,

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That the words of said clause, as are as follows: "and no member of the common council shall be directly interested in any contract, as principal, surety or otherwise, the expense or consideration of which is paid from the city treasury," shall be deemed, taken held and construed to apply and relate only to contracts for street improvements and other works, and contracts in writing, and to the extent of it, shall be lawful for the auditor of accounts of said city of Newark to order to be paid, and for the city treasurer of said city to pay, the bills more justly due and owing by said city of Newark, for work done, or supplies and material furnished although said work was done or said supplies and materials were furnished by a member of the common council of said city, or by a firm with which he was or is connected, any law of this state or ordinance of said city to the contrary in anywise notwithstanding.

2. And be it enacted, That this act shall be deemed and be taken to be a public act and shall take effect immediately.

Approved March 25, 1874.

CHAPTER CCCLXIV.
An act to set of from the Belleville Polling District in the township of Belleville, in the county of Essex, an election district to be called and known as Montgomery District in said township.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That all that part of the township of Belleville in the county of Essex, west of a line running from a point where the center line of the state road between Newark and Elizabeth intersects the dividing line between the township of Belleville and the city of Newark, in a north westerly direction to the centre line of the public road leading from Franklin to Newark, where the same is intersected by the southerly line of the township of Franklin, is set off from the Belleville Polling district, in the township of Belleville, and made and constituted an election district to be known and called "Montgomery."

2. And be it enacted, That James Moore, Anthony Franklin and John Crisp be, and are hereby appointed inspectors of election with power to appoint a clerk for said election at the annual election to be held in April, one thousand eight hundred and seventy four, for the election of township officers for said township, in the school house in said district, and that at said election, and annually thereafter at the time other township officers are elected three persons shall be elected as judges of election for said district in the manner prescribed by the third section of the supplement to the "Act to regulate elections," approved April twenty-second, one thousand eight hundred and eighty four, and which shall be residents of the district for which they are elected, to have the same authority, perform the same duties, receive the same compensation and be subject to the same penalties that other subject to.

3. And be it enacted, That the township clerk shall be clerk of election in the district in which he resides, and the judges of election in the other district shall appoint a clerk for each election held in such district.

4. And be it enacted, That the judges of election in said district shall at each election for township officers, cause a statement in writing to be made to the result of said election in said district, certifying the same, and deliver the same to one of their number to be appointed for that purpose, and the judges to whom said statement are delivered shall meet at some convenient place in the B. Heville district, at two o'clock in the afternoon of the second day after said election, and if any judge is absent, or the statement from either of said districts is not completed, said judge may adjourn to any convenient hour on the day following, at which time the judges then present shall make a statement in writing of the result of said election in the township, (with the original statement of the district judges) to the clerk of the township, and he shall file the same with the township papers.

5. And be it enacted, That the clerk of the township shall attend the meeting of the judges mentioned in the preceding section and act as clerk thereof (or in his absence such persons as said judge may appoint) and shall attest the statements there made, and upon the delivery of the same to him shall post copies thereof and notify the persons elected as by law directed.

6. And be it enacted, That the election clerk of the district of Montgomery shall, within four days after said election, deliver to the clerk of the township the poll book and ballot box in their respective districts; and said township clerk shall file the same with the township papers.

7. And be it enacted, That the act entitled "An act authorizing the appointment of commissioners to institute and make local improvements in that portion of the township of Belleville included within the boundaries of Belleville polling district," approved April sixth, one thousand eight hundred and seventy one, and the supplement thereto, approved April fourth, one thousand eight hundred and seventy two, and the act to revise the same, approved April fourth, one thousand eight hundred and seventy three, shall not be entitled to the same effect as the act hereby created, and that said acts so far as they affect said district and all other acts inconsistent with the provisions of this act be and the same are hereby repealed.

8. And be it enacted, That this act shall take effect immediately.

Approved March 26, 1874.

CHAPTER DIX.
An act to authorize the establishment and to prescribe the duties of corporations for manufacturing and selling gas in any of the cities and towns of this state.

1. Be it enacted by the Senate and General Assembly of the State of New Jersey, That any number of persons exceeding four, who shall have associated themselves

together by articles of agreement in writing under their hands and seals, for the purpose of manufacturing and selling gas, made of coal or other materials, for the lighting of the streets, and the heating and lighting of buildings, manufacturers and other places in any town or city within this state, and shall have complied with the provisions of this act, they and their successors, and all others who may become subscribers to the capital stock, shall constitute a corporation, under the name and rating of corporate character assumed in the articles of agreement, and which is not previously given by any other corporation of this state.

2. And be it enacted, That the articles of association directed to be made by the foregoing section, shall contain:

1. The name assumed to designate such company, and to be used in its business and dealings;

2. The place or places where the business of such company to be conducted, and the objects for which the company shall be formed;

3. The total amount of capital stock of such company which shall not be less than one thousand dollars, and the number of shares into which the same shall be divided;

4. The names of the associates and their residences, and the number of shares of stock subscribed by each;

5. The period at which such company shall commence and terminate not exceeding fifty years;

6. And be it enacted, That the said articles of agreement, or a copy duly certified by the secretary of state, or the clerk of the county in whose office the same has been recorded, shall be evidence in all courts and places for and against said company;

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9. And be it enacted, That the said articles of agreement, or a copy duly certified by the secretary of state, or the clerk of the county in whose office the same has been recorded, shall be evidence in all courts and places for and against said company;

10. And be it enacted, That whenever such company for money paid for their use, in which action the property of the company only shall be liable to be taken, and not the property of any stockholder.

11. And be it enacted, That whenever any owner or owners of such shares neglect to pay the sum or sums duly assessed thereon, for the space of thirty days after the time appointed for the payment thereof, the treasurer may sell at public auction, or otherwise, the same for the amount due, and so far as he may have knowledge of the same.

12. And be it enacted, That if any such persons holding an execution shall be unable to find other property belonging to such company liable to execution, he or she may apply to the execution creditor to satisfy such execution in whole or in part, by any debts due such company, not exceeding the amount thereof; and it shall be the duty of any agent or other person having charge of any property of such company, to furnish such shares to the purchaser, who shall be entitled to a certificate therefor.

13. And be it enacted, That all debts, or obligations, which shall be contracted by such company, shall be paid by the president, secretary, treasurer, and a majority of the directors; and shall be entitled to one vote for each share of stock held by him; one fourth of the whole number of shares of stock shall constitute a quorum for the transaction of business.

14. And be it enacted, That the president and directors, with the secretary and treasurer of such company, within thirty days after the payment of the last instalment of the capital stock, so fixed an account with the company, shall make a certified statement of all capital, and cash, so far as it may be known to the officers of the county where the office of such company is located, and after being so recorded in a book, to be kept for that purpose in the office of the clerk of the county, where the business of the company is conducted.

15. And be it enacted, That the said articles of agreement, or a copy duly certified by the secretary of state, or the clerk of the county in whose office the same has been recorded, shall be evidence in all courts and places for and against said company;

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